IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.2073 OF 2007

Mr. Harichandra Baban Jadhav .. Applicant
v/s.
The State of Maharashtra . .. Respondent

Mr. Parvez Ubharay i/by Mr. Osman Chisty for the applicant.
Ms. S.D. Shinde, APP for the State.

CORAM : V.C. DAGA, J.
DATED : 14TH AUGUST, 2007

P.C.

Heard learned counsel for the applicant and learned APP.

2. The applicant is seeking bail in C.R.No. 41 of 2002 registered with Wada Police Station for the offence punishable under sections 395,342,427 r/w. 34 IPC.

3. The learned counsel for the applicant submits that there is no incriminating material found against him in this C.R. He further submits that now the chargesheet has been filed and some of the co-accused have already been enlarged on bail. The investigation is also complete. The present applicant is permanent resident of Wada and is a rikshaw driver. Except the statement of the co-accused admissibility of which is doubtful, there is no other material pointed out by the prosecution.

4. The applicant submits that except the present C.R. no other C.R. is pending against the applicant. As against this, counsel appearing for the applicant submits that so far as C.R.No. 118/2003 is concerned, the applicant has already been released on bail. So far as C.R.No.5/07 is concerned, no such

case is filed or pending against him.

5. Looking to the material available on record, I am inclined to grant bail to the applicant subject to the following conditions:

(a) The applicant arrested in connection with C.R.No.41/2002 , registered with Wada Police Station shall be enlarged on bail in the sum of Rs.20,000/- with one solvent surety to make up the said amount.

(b) The applicant shall report to Wada Police Station once in a week i.e. on every Friday between 03.00 p.m. to 05.00 p.m. till conclusion of the trial.

(c) The order of bail will be given effect only after the applicant furnishes to the investigating officer the details about his place of residence and address where he proposes to stay after he is enlarged on bail. The applicant will not change his residential address thereafter till the conclusion of trial without prior intimation to the investigating officer.

(d) The applicant shall not directly or indirectly make any inducement or threat or pressurise any prosecution witnesses and shall not in any manner tamper with the prosecution evidence.

(e) The applicant shall co-operate with the inves agency for disposal of the case. It is needless to mention that

breach of any of the conditions by the applicant shall result in cancellation of bail.

(f) Any observation made in this order shall not be construed as finding or expression on merits of the case at the time of trial.

Application stands disposed of accordingly.

(V.C. DAGA, J.)